



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

**MAILED**

Joseph J. Berke  
5865 Dunmore Court  
West Bloomfield, MI 48322

**JUN 18 2004**

Director's Office  
Group 3700

In re application of  
Joseph J. Berke et al.

: **DECISION ON PETITION**  
: **TO MAKE SPECIAL**  
: **UNDER 37 CFR. 1.102(c)**

Serial Number: 10/637077  
Filed: August 8, 2003

:  
:

**For: EYE INJURY TREATMENT STATION**

This is a decision on the petition filed on February 14, 2004, under 37 CFR. 1.102(c) to make special the above identified application because of the age/health of the applicant. Since the requirements of the M.P.E.P Section 708.02 IV have been met, the petition will be GRANTED.

The examiner is directed (1) to make an interference search for possible interfering applications, (2) to promptly examine this application out of turn, and (3) if any interfering application is discovered, to examine such application simultaneously and state in the first official letter of such application that it is being taken out of turn because of a possible interference.

Petitioner is advised that this application will continue to be special, throughout its entire prosecution and pendency, including interference or appeal, if any, only if Petitioner makes a prompt bona-fide effort, in response to each Office action, to place the application in condition for allowance, even if it is necessary to conduct an interview with the Examiner to accomplish this purpose.

**Summary: Decision on Petition GRANTED.**

Richard A. Bertsch  
Director  
Technology Center 3700  
(703) 308-0975

rt: 6/17/04